

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:	)	
	)	
Ya XU, et al.	)	
	)	
Application No.: 10/516,617	)	Group Art Unit: Unassigned
	)	
Filed: December 3, 2004	)	Examiner: Unassigned
	)	
For: EXTREMELY FINE SHAPE MEMORY	)	
ALLOY WIRE, COMPOSITE MATERIAL	)	
USING THE SAME, AND PROCESS FOR	)	
PRODUCING THE SAME	)	

Commissioner for Patents  
**MAIL STOP PCT**

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)**

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449. This Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits for the above-referenced application.

In lieu of a statement of relevance or translation of the non-English documents, an English language version of the International Search Report from the European Patent Office on the PCT application from which this National Phase U.S. Application is derived cites the documents, setting forth the relevance thereof.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that the listed document is material or constitutes "prior art." If it should be determined that the listed document does not constitute "prior art" under United States law, Applicants reserve the right to present to the Office the relevant facts and law regarding the appropriate status of such document. Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document, should the document be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 50-0310.

Respectfully submitted,

**MORGAN, LEWIS & BOCKIUS LLP**



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Date: August 29, 2005

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**INFORMATION DISCLOSURE CITATION**

(Use several sheets if necessary)

**PTO Form 1449**

Attorney Docket No.

040894-7140

Serial No.

10/516,617

Applicants

Ya XU, et al.

Filing Date

December 3, 2004

Group

Unassigned

**U.S. PATENT DOCUMENTS**

*Examiner Initial	Document Number	Date	Name	Class	Sub Class	Filing D
	5,614,305	March 25, 1997	PAINE, J.			

**FOREIGN PATENT DOCUMENTS**

	Document Number	Date	Country	Class	Sub Class	Translation	
						YES	NO
/J.G./	8-013068	January 16, 1996	Japan			English Abstract	
/J.G./	WO 02/097149	December 5, 2002	WIPO			English Abstract	
/J.G./	7-133743	May 23, 1995	Japan			English Abstract	
/J.G./	9-208739	August 12, 1997	Japan			English Abstract	
/J.G./	DE 43 07 593	August 4, 1994	Germany				X
/J.G./	9-176330	July 8, 1997	Japan			English Abstract	
/J.G./	9-317821	December 12, 1997	Japan			English Abstract	

**OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)**

	SAITO, et al. "A New Fabrication Process of TiNi Shape Memory Wire", Materials Science and Engineering, No A161, 1993, pages 91-96.

Examiner

/Jill M. Gray/

Date Considered 9/29/2008

Examiner: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication applicant.